

1754  
PATENT  
Attorney Docket No.: HUV-039.01  
(19787-3901)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Lieber et al

Serial No: 09/966,812

Filed: September 28, 2001

Title: Direct Growth of Nanotubes and Their Use in  
Nanotweezers



Group Art Unit: 1754

Examiner: To Be Assigned

Handwritten notes:   
II-8  
7.6.  
16-14-02

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on April 30, 2002.

Terrill Williams

Commissioner for Patents  
Washington, D.C. 20231

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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR  
§1.97(b)(3)**

Sir:

In compliance with the requirements of 37 C.F.R. 1.56 and §1.97(b)(3), submitted herewith on Form PTO-1449 is a list of publications known to Applicants and their Attorney/Agent. A copy of each publicly available document is also being submitted herewith. Applicants respectfully request that the Examiner consider the listed publications and indicate they were considered by making appropriate notations on the attached Form 1449.

Applicants have listed dates of publication on the attached PTO-1449 for the cited documents based on information presently available to the undersigned. However, the listed publication dates should not be construed that the information in the cited documents was actually published or otherwise publicly available on the date indicated.

This submission does not represent that a search has been made or that no better art exists. Nor does it constitute an admission that the cited documents are material or constitute

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"prior art." If the Examiner applies the listed documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents. Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the referenced documents be applied against the claims of the present application.

Under 37 C.F.R. § 1.97 (b)(3), this Information Disclosure Statement is being filed before the mailing date of the first Office Action on the merits; therefore, no fee is believed to be due in connection with this submission. However, the Commissioner is authorized to charge any deficiencies or credit any overpayment to/from our **Deposit Order Account, No. 06-1448.**

Respectfully submitted,

FOLEY, HOAG & ELIOT, LLP

By: 

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Dated: April 30, 2002

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